

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

STACY S., et al.,
Plaintiffs

v. CIVIL ACTION NO. 04-150 ERIE

THE GIRARD SCHOOL DISTRICT,
et al.,
Defendants

SETTLEMENT

Proceedings held before the HONORABLE
SEAN J. McLAUGHLIN, U.S. District Judge,
in Judge's Chambers, U.S. Courthouse, Erie,
Pennsylvania, on Wednesday, January 18, 2006.

APPEARANCES:

EDWARD A. OLDS, Esquire, appearing on behalf of
the Plaintiffs.

CAROLYN SPICER RUSS, Esquire, appearing on

RICHARD A. LANZILLO, Esquire, appearing on
behalf of Defendants The Girard School District
and Robert Snyder.

Ronald J. Bench, RMR - Official Court Reporter

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1 PROCEEDINGS

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3 (Whereupon, the proceedings began at 5:30 p.m., on
4 Wednesday, January 18, 2006, in Judge's Chambers.)

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6 THE COURT: Let's go on the record. The parties
7 have informed me that a settlement has been reached between the
8 plaintiffs and the Girard School District and Robert Snyder
9 individually and in his capacity as principal of the Rice
10 Avenue Middle School. And at this time I'm going to turn to
11 Mr. Lanzillo. Mr. Lanzillo, would you be so kind as to
12 indicate for the record what you understand on behalf of the
13 defendants to be the material terms and conditions of the

14 settlement. Then I will turn over to Mr. Olds to confirm that

15 is his understanding.

16 MR. LANZILLO: Thank you, your Honor. On behalf of

17 defendants the Girard School District and Robert Snyder,

18 \$275,000 will be paid to Stacy S. or as directed by her

19 counsel; and a total sum of \$125,000 will be paid to or as

20 directed by her counsel to Leigh Ann S. This amount is

21 inclusive of all claims, including claims for attorneys' fees

22 and costs.

23 As part of the settlement, the Girard School

24 District and Robert Snyder make no admission of liability, nor

25 shall the agreement be construed as an admission of liability.

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1 This is a settlement of a disputed claim.

2 Finally, the other material term is, recognizing the

3 community has a right to know the terms of the settlement, no

4 party will seek to withhold that information, the terms of the

5 settlement, including the amounts, which can be made public.

6 THE COURT: Let me make it clear. The terms and

7 conditions of this settlement -- that is why my court reporter

8 is taking it down right now, since a public entity is involved,

9 I am directing him to prepare a transcript and electronically

10 file it. So this at least will be shortly a matter of public

11 record.

12 MR. LANZILLO: Understood, your Honor. However, the

13 parties agree that beyond the basic terms of the settlement,

14 they will have no further comment regarding those terms.

15 MR. OLDS: The terms or conditions of the

16 settlement?

17 MR. LANZILLO: Correct.

18 MR. OLDS: That doesn't limit any other discussion

19 that might ensue. But you're right, the terms and conditions

20 of the settlement will not be discussed by the parties.

21 THE COURT: All right.

22 MR. LANZILLO: Finally, judge, if I may. We will

23 further memorialize these terms in a definitive settlement

24 agreement. Of course that will include a general release as to

25 my clients.

1 MR. OLDS: That's agreeable.

2 (Discussion held off the record.)

3 THE COURT: Let's go back on the record. As far as
4 I'm concerned, then, the plaintiffs and the school district and
5 the individual school district defendant have settled the case.
6 Just so it's clear, though, the case against Yarbenet has not
7 yet settled. So that aspect, at least for present purposes,
8 remains open.

9 MR. OLDS: Right.

10 THE COURT: All right, counsel, thank you very much.

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12 (Whereupon, at 5:35 p.m., the Settlement proceedings
13 were concluded.)

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1 CERTIFICATE

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5 I, Ronald J. Bench, certify that the foregoing is a

6 correct transcript from the record of proceedings in the

7 above-entitled matter.

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13 Ronald J. Bench

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